

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 872 – SB 1394

March 16, 2017

SUMMARY OF ORIGINAL BILL: Prohibits a local education agency (LEA) from expelling or suspending students in pre-kindergarten and kindergarten (pre-K and K), except in cases where a student's behavior endangers the physical safety of other students or school personnel, as determined by the director of schools. Requires the LEA to adopt policies and procedures for addressing misbehavior of students in pre-K and K. Encourages local boards of education to include in their policies and procedures, research-based behavior management that takes positive approaches to improving student behaviors. Authorizes the State Board of Education (SBE) to develop model policies and procedures to provide guidance to LEAs in adopting such policies. Requires each LEA to inform parents of its policies and procedures concerning behavior management for students in pre-K and K at the beginning of each school year. Requires disciplinary measures for students who receive special education services pursuant to Tennessee Code Annotated, Title 49, Chapter 10, to be addressed in accordance with federal law and Tennessee Code Annotated, Title 49, Chapter 10.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (004969): Deletes all language after the caption. Requires the Department of Education (DOE) to conduct a review of all current laws and policies related to exclusionary discipline of students in pre-kindergarten through kindergarten and present its findings no later than May 1, 2018. Requires the DOE to develop a model policy for alternatives to exclusionary discipline practices. Requires LEAs to adopt the model policy or develop their own policy prior to the 2018-19 school year.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

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Assumptions for the bill as amended:

- The DOE and the State Board of Education will be able to accommodate the provisions of the bill as amended within existing resources without any additional appropriations or reduced reversions. As a result, the fiscal impact for the bill as amended is estimated to be not significant on state government.
- LEAs will be able to adopt policies for alternatives to exclusionary discipline practices using existing personnel during normal work hours. As a result, the fiscal impact for the bill as amended is estimated to be not significant to local government.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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